

**SIXTY-SIXTH LEGISLATIVE DAY
WEDNESDAY, MARCH 12, 2003**

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Kristina Uhlenkott, Page.

Approval of Journal

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Sixty-fifth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

Mr. Sali asked unanimous consent that Rule 70, with the exception of smoking, be suspended for the balance of the Legislative Day. There being no objection, it was so ordered.

OFFICE OF THE GOVERNOR
Boise

March 11, 2003

The Honorable Bruce Newcomb
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

H 115, H 116, H 145, H 146, H 147, and H 181

Very truly yours,
/s/ DIRK A. KEMPTHORNE
Governor

March 11, 2003

Mr. Speaker:

I return herewith enrolled **H 166, H 247, and H 223** which have been signed by the President.

WOOD, Secretary

Enrolled **H 166, H 247, and H 223** were referred to the

Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 11, 2003

Mr. Speaker:

I transmit herewith **S 1134, S 1144, S 1145, S 1146, and S 1147** which have passed the Senate.

WOOD, Secretary

S 1134, S 1144, S 1145, S 1146, and S 1147 were filed for first reading.

March 11, 2003

Mr. Speaker:

I return herewith **H 106, H 108, H 109, H 157, H 36, H 40, H 259, H 233, H 76, H 179, H 32, H 30, H 58, H 60, H 62, as amended, H 127, H 38, H 132, H 129, H 35, H 43, H 46, H 268, H 267, and H 260** which have passed the Senate.

WOOD, Secretary

H 106, H 108, H 109, H 157, H 36, H 40, H 259, H 233, H 76, H 179, H 32, H 30, H 58, H 60, H 62, as amended, H 127, H 38, H 132, H 129, H 35, H 43, H 46, H 268, H 267, and H 260 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 11, 2003

Mr. Speaker:

Pursuant to Joint Rule 15, I return herewith **H 272**.

WOOD, Secretary

H 272 was filed in the Office of the Chief Clerk.

Report of Standing Committees

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 360, H 361, H 362, and H 363**.

FIELD(18), Chairman

H 362 was referred to the Revenue and Taxation Committee.

H 363 was referred to the State Affairs Committee.

H 360 and H 361 were filed for second reading.

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 151, H 225, H 21, H 204, H 175, H 176, H 28, H 29, H 20, H 216, H 253, H 56, and H 124**.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **H 151, H 225, H 21, H 204, H 175, H 176, H 28, H 29, H 20, H 216, H 253, H 56, and H 124**, and, when so signed, ordered them

transmitted to the Senate for the signature of the President.

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 113**, as amended in the Senate, and **H 208**, as amended in the Senate.

FIELD(18), Chairman

H 113, as amended in the Senate, and **H 208**, as amended in the Senate, were filed for first reading of engrossed bills.

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HJM 2**, **HCR 12**, and **HJM 3** to the Secretary of State at 11:19 a.m., as of this date, March 11, 2003.

FIELD(18), Chairman

March 11, 2003

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **S 1099**, **S 1100**, and **S 1101** and recommend that they do pass.

STEVENSON, Chairman

S 1099, **S 1100**, and **S 1101** were filed for second reading.

March 11, 2003

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 331** and **S 1085** and recommend that they do pass.

BLACK, Chairman

H 331 and **S 1085** were filed for second reading.

March 11, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **S 1096** and recommend that it do pass.

FIELD(18), Chairman

S 1096 was filed for second reading.

March 11, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **S 1122** and report it back with amendments attached to be placed on General Orders for consideration.

FIELD(18), Chairman

S 1122 was placed on General Orders for consideration.

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 326** and recommend that it do pass.

TILMAN, Chairman

H 326 was filed for second reading.

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 322** and **H 333** and recommend that they do pass.

DEAL, Chairman

H 322 and **H 333** were filed for second reading.

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 327** and recommend that it do pass.

CROW, Chairman

H 327 was filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 28 BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE IDAHO COMMISSION ON AGING RELATING TO SENIOR SERVICES PROGRAM FEES AND CLIENT CONTRIBUTIONS AND DETERMINING INCOME.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule of the Idaho Commission on Aging relating to senior services program fees and client contributions and determining income is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 15.01.01, Section 025, Subsection 03 only, a rule of the Idaho Commission on Aging relating to senior services program fees and client contributions and determining income, adopted as a pending rule under Docket Number 15-0101-0201, be, and the same is hereby rejected and declared null, void and of no force and effect.

HCR 28 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

**HOUSE BILL NO. 364
BY WAYS AND MEANS COMMITTEE
AN ACT**

RELATING TO SMOKE MANAGEMENT AND CROP RESIDUE DISPOSAL; AMENDING CHAPTER 48, TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 22-4803A, IDAHO CODE, TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO MAKE CERTAIN DETERMINATIONS AND TAKE CERTAIN ACTIONS RELATING TO VIOLATIONS OF DESIGNATED SMOKE MANAGEMENT AND CROP RESIDUE DISPOSAL PROVISIONS, TO PROVIDE FOR VIOLATIONS, TO PROVIDE PENALTIES, TO PROVIDE PROCEDURES, TO PROVIDE FOR MONEYS COLLECTED FOR VIOLATIONS, TO PROVIDE FOR INVESTIGATIONS AND INSPECTIONS, TO PROVIDE FOR COMPLAINTS AND TO CLARIFY THAT DESIGNATED PROVISIONS SHALL NOT BE CONSTRUED TO CREATE CERTAIN PRIVATE CAUSES OF ACTION.

**HOUSE BILL NO. 365
BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO REPLACEMENT GROUP AND BLANKET DISABILITY INSURANCE CONTRACTS; AMENDING SECTION 41-2215, IDAHO CODE, TO PROVIDE THAT A STATEMENT OF PREVIOUS COVERAGE SHALL BE PROVIDED BY THE CARRIER AT NO COST AND TO MAKE TECHNICAL CORRECTIONS.

H 364 and **H 365** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1134, by State Affairs Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1144, **S 1145**, **S 1146**, and **S 1147**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

First Reading of Engrossed Bills

H 113, as amended in the Senate, by State Affairs Committee, was introduced, read the first time by title and filed for second reading.

H 208, as amended in the Senate, by Resources and Conservation Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

H 353, **H 354**, and **H 355**, by Appropriations Committee, were read the second time by title and filed for third reading.

H 321, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1078, by Transportation Committee, was read the second time by title and filed for third reading.

S 1068 and **S 1067**, by Health and Welfare Committee, were read the second time by title and filed for third reading.

H 228, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

S 1061, by State Affairs Committee, was read the second time by title and filed for third reading.

H 135, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 319, by Education Committee, was read the second time by title and filed for third reading.

S 1140, **S 1141**, and **S 1142**, by Finance Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mrs. Wood asked unanimous consent that **H 275** retain its place on the Third Reading Calendar until Friday, March 14, 2003. There being no objection, it was so ordered.

H 199, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Ring to open debate.

The question being, "Shall **H 199**, as amended, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Lake, Langford, Langhorst(Wallace), Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydallch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- Kulczyk. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 199**, as amended, passed

the House. Title was approved and the bill was ordered transmitted to the Senate.

H 283, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Stevenson to open debate.

The question being, "Shall **H 283**, as amended, pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst(Wallace), McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 66.

NAYS -- Boe, Martinez, Ringo. Total -- 3.

Absent and excused -- Cuddy. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 283**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 332 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bedke to open debate.

The question being, "Shall **H 332** pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bauer, Bedke, Bell, Black, Block, Bolz, Bradford, Cannon, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Kellogg, Langford, McGeachin, Meyer, Miller, Moyle, Raybould, Ridinger, Ring, Roberts, Sali, Schaefer, Shirley, Skippen, Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Wood, Mr. Speaker. Total -- 43.

NAYS -- Andersen, Bieter, Boe, Campbell, Clark, Cuddy, Douglas, Eberle, Jaquet, Jones, Kulczyk, Lake, Langhorst(Wallace), Martinez, McKague, Mitchell, Naccarato, Nielsen, Ringo, Robison, Rydalch, Sayler, Shepherd, Smith(30), Trail, Wills. Total -- 26.

Absent and excused -- Crow. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 332** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 340 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mitchell to open debate.

The question being, "Shall **H 340** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Lake, Langford, Langhorst(Wallace), Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Mr. Speaker. Total -- 66.

NAYS -- Kulczyk, McKague, Wood. Total -- 3.

Absent and excused -- Gagner. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 340** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 341 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **H 341** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Cannon, Collins, Cuddy, Deal, Denney, Douglas, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Langhorst(Wallace), Martinez, Meyer, Miller, Mitchell, Moyle, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Sali, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Wills, Wood, Mr. Speaker. Total -- 51.

NAYS -- Barrett, Bauer, Campbell, Clark, Crow, Eberle, Jones, Kellogg, Kulczyk, Lake, Langford, McGeachin, McKague, Naccarato, Roberts, Rydalch, Sayler, Schaefer, Trail. Total -- 19.

Total -- 70.

Whereupon the Speaker declared **H 341** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 342 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Meyer to open debate.

The question being, "Shall **H 342** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Edmunson, Eskridge, Field(18), Field(23), Gagner, Garrett, Henbest, Jaquet, Jones, Kellogg, Lake, Langford, Langhorst(Wallace), Martinez, Meyer, Miller, Mitchell, Naccarato, Raybould, Ridinger, Ring, Ringo, Robison, Rydalch, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Tilman, Trail, Wills, Mr. Speaker. Total -- 51.

NAYS -- Barrett, Bauer, Bradford, Crow, Eberle, Ellsworth, Harwood, Kulczyk, McGeachin, McKague, Moyle, Nielsen, Roberts, Sali, Schaefer, Smylie, Snodgrass, Stevenson, Wood. Total -- 19.

Total -- 70.

Whereupon the Speaker declared **H 342** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 343 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mitchell to open debate.

The question being, "Shall **H 343** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Cannon, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Lake, Langford, Langhorst(Wallace), Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Mr. Speaker. Total -- 62.

NAYS -- Barrett, Campbell, Clark, Kulczyk, McKague, Roberts, Rydalch. Total -- 7.

Absent and excused -- Wood. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 343** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that the House recess until 1 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1 p.m.

RECESS

Afternoon Session

The House reconvened at 1 p.m., Mr. Denney in the Chair.

Roll call showed 69 members present.

Absent and excused -- Bedke. Total -- 1.

Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 344 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Harwood to open debate.

The question being, "Shall **H 344** pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bauer, Bell, Black, Block, Bolz, Bradford, Cannon, Collins, Crow, Deal, Denney, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Kellogg, Langford, McGeachin, Meyer, Miller, Moyle, Nielsen, Raybould, Ring, Roberts, Sali, Schaefer, Shirley, Skippen, Snodgrass, Stevenson, Tilman, Wills, Wood, Mr. Speaker. Total -- 42.

NAYS -- Andersen, Bieter, Boe, Campbell, Clark, Cuddy, Douglas, Henbest, Jaquet, Jones, Kulczyk, Lake, Langhorst(Wallace), Martinez, McKague, Mitchell, Naccarato, Ringo, Robison, Rydalch, Sayler, Shepherd, Smith(30), Smith(24), Smylie, Trail. Total -- 26.

Absent and excused -- Bedke, Ridinger. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 344** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 345 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Gagner to open debate.

The question being, "Shall **H 345** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst(Wallace), Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24),

Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Bedke, Bell, Crow. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 345** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 318 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Lake to open debate.

The question being, "Shall **H 318** pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bauer, Bell, Black, Block, Bradford, Cannon, Clark, Collins, Deal, Denney, Eberle, Field(23), Gagner, Garrett, Harwood, Kulczyk, Lake, Langford, McGeachin, McKague, Moyle, Nielsen, Roberts, Rydalch, Sali, Schaefer, Stevenson, Tilman, Wood, Mr. Speaker. Total -- 32.

NAYS -- Andersen, Bieter, Boe, Bolz, Campbell, Cuddy, Douglas, Edmunson, Ellsworth, Eskridge, Field(18), Henbest, Jaquet, Jones, Kellogg, Langhorst(Wallace), Martinez, Meyer, Miller, Mitchell, Naccarato, Raybould, Ridinger, Ring, Ringo, Robison, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills. Total -- 36.

Absent and excused -- Bedke, Crow. Total -- 2.

Paired Votes:

AYE -- Moyle. NAY -- Smylie.

AYE -- Wood. NAY -- Boe.

(Pairs enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 318** failed to pass the House and ordered the bill filed in the Office of the Chief Clerk.

H 302 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Raybould to open debate.

The question being, "Shall **H 302** pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bauer, Bell, Block, Bolz, Campbell, Clark, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Ellsworth, Eskridge, Field(18), Field(23), Harwood, Jones, Kellogg, Kulczyk, Lake, McGeachin, McKague, Meyer, Moyle, Raybould, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer, Shepherd, Shirley, Smith(30), Smith(24), Smylie, Snodgrass, Tilman, Wills, Mr. Speaker. Total -- 44.

NAYS -- Andersen, Bieter, Boe, Bradford, Cannon, Edmunson, Garrett, Henbest, Jaquet, Langford,

Langhorst(Wallace), Martinez, Miller, Mitchell, Naccarato, Nielsen, Ridinger, Rydalch, Skippen, Stevenson, Trail. Total -- 21.

Absent and excused -- Bedke, Black, Crow, Gagner, Wood. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 302** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House returned to the Fifth Order of Business.

Report of Standing Committees

March 12, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 364**.

FIELD(18), Chairman

H 364 was referred to the Agricultural Affairs Committee.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:45 a.m., Thursday, March 13, 2003. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:55 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk